

3-1-C. Administrative Enforcement: Issuance of Consent Orders and Final Orders (1200 TN 281 3-1-C)**1. AUTHORITY.**

- a. To issue consent orders memorializing settlements between the Agency and respondents resulting from administrative enforcement actions under the Marine Protection, Research and Sanctuaries Act (MPRSA); and
- b. To issue final orders assessing penalties or suspending or revoking permits under MPRSA.

2. TO WHOM DELEGATED. The Regional Judicial and Presiding Officer.

3. LIMITATIONS. The Regional Judicial and Presiding Officer may not be employed by the Office of Enforcement and Compliance Assurance or by any program office directly associated with the type of violation at issue in the involved proceeding.

4. REDELEGATION AUTHORITY.

- a. This authority may not be redelegated without formal amendment.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. ADDITIONAL REFERENCES. 40 C.F.R. Part 22.

6. SUPERSESSION. Delegations Manual, MPRSA, Regional Delegation 3-1-C, Administrative Enforcement: Issuance of Consent Orders and Final Orders, 1200 TN RIII 106 (June 7, 1995).

Date: APR 15 2019


Cosmo Servidio
Regional Administrator